IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE ELEVENTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 88 of 2005

Between:

Parvathaneni Jaya Kumar, s/o late Ramachander Rao,
r/o D.No.12-277, Near Police Qtrs.Brahmanapally, Wyra, Khammam District.

..... PETITIONER

AND

1. Ravuru Venkata Subba Rao, s/o Ramaiah,
r/o Bandarigudem, Ranga Ice Cream Parlor, Opp:Harihar Mahal, Manugur Mandal, Khammam.
2 Special Dy.Collector, Palavoncha (T.W.) Khammam District (presently at Bhadrachalam)
3 Addl.Agent to Govt. & Project Officer, ITDA, Bhadrachalam, Khammam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of MANDAMUS declaring the proceedings of in CMA 9/2003 dated 6-11-2004 and LTR case No.316/94/JCP dated 29-1-2001 of R.3 and R.2 as illegal, arbitrary, violative of principles of natural justice and provisions of A.P. Schedule Area Land Regulations and consequently set aside the same.

Counsel for the Petitioner:MR.M.KRISHNA MOHAN RAO

Counsel for the Respondents No.2 and 3: GP FOR REVENUE

The Court at the stage of admission made the following ORDER:

Heard learned counsel for the petitioner and learned Government Pleader for Revenue.

Through the impugned order dated 06.11.2004, the third respondent dismissed the appeal i.e. C.M.A.No.9 of 2004, filed by the petitioner, directing the Mandal Revenue Officer to take possession of the land from the possessor and assign it to the eligible tribal under the cover of a panchanama. The petitioner challenges the same.

Section 6 of the A.P. Schedule Areas Land Transfer Regulation, 1969, as amended by Regulation No.1 of 1970, provides for a revision to the Government against the order of dismissal of appeal. In view of the same, the petitioner is at liberty to approach the Government and file a revision against the order of dismissal dated 06.11.2004 in C.M.A.No.9 of 2003 on the file of the Additional Agent to Government & Project Officer, ITDA., Bhadrachalam, the third respondent, and canvass the grounds, which are urged in this writ petition.

The writ petition is accordingly disposed of.

11.01.2005

ksld

To

1 Special Dy.Collector, Palavoncha (T.W.) Khammam District

(presently at Bhadrachalam)
2 Addl.Agent to Govt. & Project Officer, ITDA, Bhadrachalam,

Khammam District.

3 Two CCs. to the G.P. for Revenue, High Court of A.P., Hyderabad

(OUT).

4 Two CD copies.